

ARREST / NOTICE TO APPEAR
Juvenile Referral Report

1. Arrest
2. N.T.A. 3. Request for Warrant
4. Request for Capias

Juvenile N

11mm14525

OBTS Number	Agency ORI Number FLO 500000			Agency Name PALM BEACH COUNTY SHERIFF'S OFFICE			Agency Report Number (N.T.A.'s only) 06-11-117517																						
ADMINISTRATIVE	Charge Type: Check as many as apply: <input type="checkbox"/> 1. Felony <input type="checkbox"/> 3. Misdemeanor <input type="checkbox"/> 5. Ordinance <input type="checkbox"/> 2. Traffic Felony <input checked="" type="checkbox"/> 4. Traffic Misdemeanor <input type="checkbox"/> 6. Other						Weapon Seized / Type 2 1. Yes N 2. No		Multiple Clearance Indicator N/A																				
	Location of Arrest (Including Name of Business) PHIL ROSTER PARK- RIVIERA BEACH						Location of Offense (Business Name, Address) 6500 PEANUT ISLAND RD : @PEANUT ISLAND, RIVIERA BCH FL																						
Date of Arrest 09/03/11		Time of Arrest 2004		Booking Date		Booking Time		Jail Date		Jail Time		Location of Vehicle T.O.T. TO PHIL FOSTER PARK DOCKS																	
Name (Last, First, Middle) SUAREZ, FABIAN										Alias (Name, DOB, Soc. Sec. #, Etc.)																			
Race W - White I - American Indian B - Black O - Oriental/Asian		Sex M		Date of Birth 05/04/1972		Height 5'8"		Weight 160		Eye Color BRO		Hair Color BLK		Complexion OLIVE		Build MED													
Scars, Marks, Tattoos, Unique Physical Features (Location, Type, Description) NONE								Marital Status MARRIED		Religion NONE		Indication of Alcohol Influence Drug Influence Y <input checked="" type="checkbox"/> N <input type="checkbox"/> Unk. <input type="checkbox"/>																	
Local Address (Street, Apt. Number) 424 FLEMING AVENUE						(City) GREENACRES		(State) FLORIDA		(Zip) 33463		Phone (561) UNK		Residence Type: 1. City 3. Florida 2. County 4. Out of State 1 2															
Permanent Address (Street, Apt. Number) SAME AS ABOVE						(City)		(State)		(Zip)		Phone (561) UNK		Address Source FL D/L															
Business Address (Name, Street) UNKNOWN (DEFENDANT WOULD NOT COOPERATE)						(City)		(State)		(Zip)		Phone (561) UNK		Occupation UNKNOWN															
D/L Number, State S620-240-72-164-0/ FL				Soc. Sec. Number				INS Number				Place of Birth (City, State) COLON, CUBA		Citizenship CUBA															
Co-Defendant Name (Last, First, Middle)						Race		Sex		Date of Birth		<input type="checkbox"/> 1. Arrested <input type="checkbox"/> 2. At Large		<input type="checkbox"/> 3. Felony <input type="checkbox"/> 4. Misdemeanor <input type="checkbox"/> 5. Juvenile															
Co-Defendant Name (Last, First, Middle)						Race		Sex		Date of Birth		<input type="checkbox"/> 1. Arrested <input type="checkbox"/> 2. At Large		<input type="checkbox"/> 3. Felony <input type="checkbox"/> 4. Misdemeanor <input type="checkbox"/> 5. Juvenile															
Parent / Legal Custodian / Other:														Residence Phone															
Address (Street, Apt. Number)														(City)				(State)				(Zip)				Business Phone			
Notified by: (Name)						Date		Time		Juvenile Disposition 1. Handled/ processed within Dept. and Released. 2. TOT HRS / DYS 3. Incarcerated																			
Released To: (Name)						Relationship						Date		Time															
The above address provided by <input type="checkbox"/> defendant and / or <input type="checkbox"/> defendant's parents the child and / or parent was told to keep the Juvenile Court Clerk (Phone 355-2526) informed of any change of address.										School Attended				Grade															
<input type="checkbox"/> Yes, by: (Name) <input type="checkbox"/> No. (Reason)																													
Property Crime? <input type="checkbox"/> Yes <input type="checkbox"/> No						Description of Property						Value of Property																	
Drug Activity N. N/A P. Possess		S. Sell B. Buy T. Traffic		R. Smuggle D. Deliver E. Use		K. Dispense/ Distribute		M. Manufacture/ Produce/ Cultivate		Z. Other		Drug Type N. N/A A. Amphetamine		B. Barbiturate C. Cocaine E. Heroin		H. Hallucinogen M. Marijuana O. Opium/Deriv.		P. Paraphernalia/ Equipment S. Synthetics		U. Unknown Z. Other									
Charge Description BOATING UNDER THE INFLUENCE						Counts 1		Domestic Violence <input type="checkbox"/> Y <input checked="" type="checkbox"/> N		Statute Violation Number 327.35 (1)						Violation of ORD #													
Drug Activity N/A		Drug Type N/A		Amount / Unit N/A		Offense # 11-117517		Warrant / Capias Number						Bond															
Charge Description						Counts		Domestic Violence <input type="checkbox"/> Y <input type="checkbox"/> N		Statute Violation Number						Violation of ORD #													
Drug Activity		Drug Type		Amount / Unit		Offense #		Warrant / Capias Number						Bond															
Charge Description						Counts		Domestic Violence <input type="checkbox"/> Y <input type="checkbox"/> N		Statute Violation Number						Violation of ORD #													
Drug Activity		Drug Type		Amount / Unit		Offense #		Warrant / Capias Number						Bond															
Charge Description						Counts		Domestic Violence <input type="checkbox"/> Y <input type="checkbox"/> N		Statute Violation Number						Violation of ORD #													
Drug Activity		Drug Type		Amount / Unit		Offense #		Warrant / Capias Number						Bond															
Location (Court, Room Number, Address) CRIMINAL JUSTICE COMPLEX 3228 GUN CLUB ROAD WEST PALM BCH																													
Court Date and Time Month 09 Day 26 Year 2011 Time 1:00 AM																													
I AGREE TO APPEAR AT THE TIME AND PLACE DESIGNATED TO ANSWER THE OFFENSE CHARGED OR TO PAY THE FINE SUBSCRIBED. I UNDERSTAND THAT SHOULD I WILLFULLY FAIL TO APPEAR BEFORE THE COURT AS REQUIRED BY THIS NOTICE TO APPEAR, THAT I MAY BE HELD IN CONTEMPT OF COURT AND A WARRANT FOR MY ARREST SHALL BE ISSUED																													
Signature of Defendant (or Juvenile and Parent /Custodian)										Date Signed																			
HOLD for other Agency Name:						Signature of Arresting Officer x <i>D/S</i>						Name Verification (Printed by Arrestee)																	
<input type="checkbox"/> Dangerous		<input type="checkbox"/> Resisted Arrest		<input type="checkbox"/> Suicidal		<input type="checkbox"/> Other:		Name of Arresting Officer (Print) D/S Ignacio Diaz						I.D. # 7637		(PRINT)													
Intake Agency		I.D. #		Pouch #		Transporting Officer D/S Ignacio Diaz #7637				ID #		Agency P.B.S.O.		Witness here if subject signed with an -X"															
DISTRIBUTION: WHITE - COURT COPY GREEN - STATE ATTORNEY YELLOW - AGENCY PINK - AGENCY GOLD - DEFENDANT (N.T.A.'s ONLY)												PAGE 1 OF 1																	

OK

2111 SEP -4 AM :23
FALL...
GUN CLUB ROAD
WEST PALM BEACH
CRIMINAL JUSTICE COMPLEX

SCANNED
SEP 2 2010 10:14
SEP - 6 2011

SUBJECT: SUAREZ, FABIAN

CASE NUMBER: 11-117517

ROADSIDE TASKS

HORIZONTAL GAZE NYSTAGMUS:

- LEFT EYE DOES NOT FOLLOW SMOOTHLY
- RIGHT EYE DOES NOT FOLLOW SMOOTHLY
- LEFT EYE JERKS AT 45 DEGREE ANGLE OR LESS
- RIGHT EYE JERKS AT 45 DEGREE ANGLE OR LESS
- DISTINCT JERKING LEFT EYE MAXIMUM DEVIATION
- DISTINCT JERKING RIGHT EYE MAXIMUM DEVIATION

CAN NOT DO, WHY? THE DEFENDANT ALSO HAD VERTICAL HGN....

WALK AND TURN:

THE DEFENDANT COULD NOT KEEP HIS BALANCE WHILE LISTENING, SWAYING MORE THAN '6' INCHES FROM SIDE TO SIDE. HE THEN STARTED TOO SOON BEFORE I INSTRUCTED HIM TO DO SO & MISSED HEEL TO TOE ON SEVERAL STEPS ON BOTH SET BY APPROXIMATELY '4' INCHES. HE THEN STEPPED OFF THE LINE SEVERAL TIMES ON THE 2ND SET OF STEPS, ALMOST FALLING OVER AT TIMES. HE TURNED IMPROPERLY BY STAGGERING & TOOK AN INCORRECT NUMBER OF STEPS ON THE 2ND SET, THE DEFENDANT TOOK '12' STEPS.

CAN NOT DO, WHY? N/A

ONE LEG STAND:

THE DEFENDANT SWAED MORE THAN '6' INCHES FROM SIDE TO SIDE AND USED HIS ARMS FOR BALANCE BY RAISING THE OVER '6' INCHES FOR BALANCE. HE THEN HOPPED SEVERAL TIMES & PUT HIS FOOT DOWN APPROXIMATELY '3' TIMES. HE THEN STARTED TO YELL AND ALMOST FELL OVER.

CAN NOT DO, WHY? THE DEFENDANT PUT HIS FOOT DOWN '3' TIMES BEFORE THE ELAPSED TIME..

FINGER TO NOSE:

THE DEFENDANT TOUCHED HIS UPPER LIP SEVERAL TIMES 7 TOUCHED THE BRIDGE PART OF HIS NOSE SEVERAL TIMES AS WELL. HE THEN USED THE WRONG HAND FOR THE TASK ON THE 2ND RIGHT.

CAN NOT DO, WHY? N/A

ROMBERG/ALPHABET:

THE DEFENDANT WAS ASKED TO COUNT TO THE # 30. HE SWAYED MORE THAN '4' INCHES FROM SIDE TO SIDE. HE THEN STARTED TO YELL TOWARDS THE #30 AND CONTINUED TO THE #40 CONTINUING TO SAY THE NUMBERS IN A VERY LOUD TONE.

CAN NOT DO, WHY? N/A

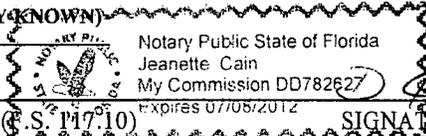
BREATH TEST RESULTS: .222 & .208

STATE OF FLORIDA
COUNTY OF PALM BEACH

THE FOLLOWING INSTRUMENT WAS NOTARIZED OR SWORN BEFORE ME THIS 3RD SEPTEMBER 2011 (DATE)

BY: D/S IGNACIO DIAZ #7637 (PERSONALLY KNOWN)

Jeanette Cain



NOTARY/CLERK OF COURT OFFICER (S. 117.10)

SIGNATURE OF ARRESTING OFFICER #7637

SCANNED
SEP - 6 2011

SUBJECT: SUAREZ, FABIAN CASE NUMBER: 11-117517

IMPLIED CONSENT FOR BUI IN A VESSEL

Note: Read only the paragraph applicable to the type of test you are requesting.

I am now requesting that you submit to a lawful test of your BREATH for the purpose of determining its alcohol content.

I am now requesting that you submit to a lawful test of your URINE for the purpose of detecting the presence of chemical or controlled substances.

I am now requesting that you submit to a lawful test of your BLOOD for the purpose of determining its alcohol content and the presence of chemical or controlled substances.

Note: Read only if the subject does not comply with your request.

I am _____ of the _____.

If you fail to submit to the test I have requested of you, it will result in a civil penalty of \$500.00. Additionally, if you refuse to submit to the test I have requested of you and if you have previously been fined for a prior refusal to submit to a lawful test of your breath, urine or blood, you will be committing a misdemeanor. Refusal to submit to the test I have requested of you is admissible into evidence in any criminal proceeding.

SUBJECT'S SIGNATURE: READ ON CAMERA (IN SPANISH)

SCANNED
SEP - 6 2011

IMPLIED CONSENT FOR DUI IN A MOTOR VEHICLE

NOTE: READ ONLY THE PARAGRAPH APPLICABLE TO THE TYPE OF TEST YOU ARE REQUESTING.

I am now requesting that you submit to a lawful test of your BREATH for the purpose of determining its alcohol content.

-OR-

I am now requesting that you submit to a lawful test of your URINE for the purpose of detecting the presence of chemical or controlled substances.

-OR-

I am now requesting that you submit to a lawful test of your BLOOD for the purpose of detecting its alcohol content and the presence of chemical or controlled substances.

NOTE: READ ONLY IF THE SUBJECT DOES NOT COMPLY WITH YOUR REQUEST.

I am _____ of the _____.

If you fail to submit to the test I have requested of you, your privilege to operate a motor vehicle will be suspended for a period of one (1) year for a first refusal, or eighteen (18) months if your privilege has been previously suspended as a result of a refusal to submit to a lawful test of your breath, urine or blood. Additionally, if you refuse to submit to the test I have requested of you and if your driving privilege has been previously suspended for a prior refusal to submit to a lawful test of your breath, urine or blood, you will be committing a misdemeanor. Refusal to submit to the test I have requested of you is admissible into evidence in any criminal proceeding.

SUBJECT'S SIGNATURE: (X) _____

CONSTITUTIONAL WARNINGS

I AM REQUIRED TO WARN YOU BEFORE YOU MAKE ANY STATEMENTS THAT YOU HAVE THE FOLLOWING RIGHTS:

1. You have the right to remain silent and not answer any questions. ✓
2. Any statement must be freely and voluntarily given. ✓
3. You have the right to the presence of a lawyer of your choice before you make any statement and during any questioning. ✓
4. If you cannot afford a lawyer, you are entitled to the presence of a court appointed lawyer before you make any statements and during any questioning. ✓
5. If at any time during the interview you do not wish to answer any questions, you are privileged to remain silent. ✓
6. I can make no threats or promises to induce you to make a statement. This must be of your own free will. ✓
7. Any statement can and will be used against you in a court of law. ✓

SCANNED

SEP - 6 2011

SUSPECT'S SIGNATURE: (X) Read On Camera

SUBJECT: SUAREZ, FABIAN

CASE NUMBER: 11-117517

QUESTIONS AND ANSWERS

I AM NOW GOING TO ASK YOU SOME QUESTIONS. WITH THESE RIGHTS IN MIND, YOU MAY ANSWER SOME OF, ALL OF, OR NONE OF THE FOLLOWING QUESTIONS AS YOU LIKE.

WERE YOU OPERATING A ~~MOTOR VEHICLE~~ ^{VESSEL} AT THE TIME OF THE STOP ACCIDENT? si

WHERE WERE YOU GOING? para la compra

WHAT ~~STREET OR HIGHWAY~~ ^{WATERWAY} WERE YOU ON? Blue Horizon

DIRECTION OF TRAVEL? N WHERE DID YOU START? Pennet Island

WHAT TIME DID YOU START? no recuerdo WHAT TIME IS IT NOW? no se

WHAT IS TODAY'S DATE? 2 or 3 Sep WHAT DAY OF THE WEEK IS IT? Domingo Sabado

WHAT COUNTY AND CITY ARE YOU IN NOW? WPB

WHEN DID YOU LAST EAT? Ayer WHAT DID YOU EAT? Pizza

WHAT HAVE YOU BEEN DOING FOR THE LAST THREE HOURS? Pennet Island

HOW MUCH DO YOU WEIGH? 160 HAVE YOU BEEN DRINKING? si WHAT? cervezas

HOW MUCH? no se WHERE? Pennet Island WITH WHOM? con amigos

WHEN DID YOU HAVE YOUR FIRST DRINK? no se AND YOUR LAST DRINK? no recuerdo

HOW DID YOU CONSUME YOUR LAST TWO DRINKS? despacio

CAN YOU FEEL THE EFFECTS OF THE ALCOHOL? no ARE YOU UNDER THE INFLUENCE? creo que no

HAVE YOU CONSUMED ANY ALCOHOL SINCE THE stop ACCIDENT? no HOW MUCH? no

WHAT? no WHERE? no WHEN? no

WHAT LINE OF WORK ARE YOU IN? Handyman WHEN DID YOU LAST WORK? viernes

DO YOU HAVE ANY PHYSICAL DEFECTS OR INJURIES? no WHAT? no

ARE YOU SICK OR INJURED? no WHAT'S WRONG? no

DO YOU LIMP? no DID YOU RECEIVE A BUMP ON THE HEAD RECENTLY? no

WERE YOU IN AN ACCIDENT TODAY? no

HAVE YOU TAKEN ANY DRUGS OR SMOKED ANY MARIJUANA TODAY? no WHEN? no

HAVE YOU SEEN A DOCTOR OR DENTIST TODAY? no WHO? no WHY? no

ARE YOU TAKING ANY PRESCRIPTION MEDICINES? no WHAT? no WHEN? no

DO YOU HAVE:	EPILEPSY?	<u>no</u>
	GLASS EYE?	<u>no</u>
	FALSE TEETH?	<u>el front</u>
	EAR INFECTION?	<u>no</u>
	INNER EAR TROUBLE?	<u>no</u>
	DIABETES?	<u>no</u>

DO YOU HAVE ANY PROBLEMS WITH YOUR EYES THAT ARE NOT CORRECTED BY GLASSES? no

DO YOU TAKE INSULIN? no IF SO, WHEN WAS YOUR LAST INJECTION? no

HAVE YOU EVER HAD A DRIVER'S LICENSE IN ANY OTHER STATE? no WHERE? Cuba

INTERVIEWER: JLS I. Diaz #7637

WHITE - STATE ATTY. YELLOW - DHSMV PINK - CENTRAL RECORDS GOLD - JAIL

SCANNED
SEP - 6 2011

Florida *The Sunshine State*

CDL CLASS A

S620-240-72-164-0

FABIAN SUAREZ

424 FLEMING AVE

GREENACRES, FL 33463-2010

DOB: 05-04-1972 SEX: M HGT: 5-08

ISSUED: 06-18-2007

EXPIRES: 05-04-2013

RESTRICTIONS:

ENDORSEMENTS:



P050706180151 SAFE DRIVER

Operation of a motor vehicle constitutes consent to any sobriety test required by law.

NOT A CERTIFIED

SCANNED
SEP - 6 2011